

A MEETING OF THE BOARD OF PUBLIC WORKS & SAFETY OF THE CIVIL CITY OF NEW ALBANY, INDIANA, WILL BE HELD IN THE THIRD FLOOR ASSEMBLY ROOM AT THE CITY/COUNTY BUILDING ON TUESDAY, MARCH 25, 2008 AT 10:00 A.M.

PRESENT: Matt Denison, Carl Malysz, Police Chief Greg Crabtree, Code Enforcement Officer Pam Badger, Traffic Director Dennis Smith, Fire Chief Matt Juliot, Street Dept Director Mickey Thompson, City Clerk Marcey Wisman, Building Commissioner Ron Hartman, Flood control Director Ron Granger, David Hall, Animal control, Shane Gibson city Attorney

CALL TO ORDER:

Mr. Denison called the meeting to order at 10:06 a.m.

PLEDGE OF ALLEGIANCE:

NEW BUSINESS:

Item #1 - Jay Papp re: Silver Grove Neighborhood Association

Mr. Malysz asked if Mr. Papp had indicated why he wanted to come before the board.

Ms. Wisman stated that his email stated that he has some issues in the neighborhood association that he wanted to discuss with the board.

Mr. Denison stated that he has left a message with him.

Item #2 - Chief Juliot re: department promotions

Chief Juliot presented the following promotions:

EMT-I Tom Williams Squad 10A-Crew to probationary EMS Director/Battalion Chief

EMT-I John Proctor Squad 12 A-Crew to probationary Sergeant Engine 4 A-Crew

Mr. Malysz moved to approve, Mr. Denison second, all voted in favor.

Item #3 - John Rosenbarger re: Daily Lane project.

Mr. Rosenbarger approached the board and asked if there was anyone in the audience that to comment on the use of immanent domain by the Board of Works in conjunction with Daisy Lane Phase II reconstruction project.

Mr. Denison stated that for the record there was no one to speak on this matter.

Mr. Rosenbarger stated that being that there is no one here the board should confirm the resolution that they passed at the March 4 meeting. He stated that there would be a meeting next week to set the value of the taking and implement the imminent domain.

Mr. Malysz stated that essentially if they pass this resolution they conclude this process and they have identified this project as a public project that they support and it implements the imminent domain and then the next step would be to set the value of the taking. He explained that if someone had issue with the value of the taking then they would have further recourse other than the decision of this body.

Mr. Rosenbarger stated that the next date would be to set the value and then they would have a meeting for the remonstrance hearing.

Mr. Malysz made a motion to approve Resolution BOW-08-03, Mr. Denison second, all voted in favor.

OLD BUSINESS:

COMMUNICATIONS - CITY OFFICIALS:

Mickey Thompson addressed the board regarding clarification on the boards standing on tree removal. He stated that he has received calls from citizens that have cut down trees and wanted the city to haul them away. He informed them that the city did pick up trees and debris in the event of a storm or other type of bad weather but that they did not pick up trees when a home owner chooses to remove a tree.

Mr. Malysz stated that the cities current policy for picking up vegetation is that they would pick up limbs or brush that the homeowner left by the curb side at no cost but they do require a phone call. However, in the case of trees they will assist in the pickup of trees in relation to storm damage if it impedes the public right of way, sidewalk, street or alley, but when it comes to a property owner cutting down a tree and wanting it to be removed the city does not provide that service at this time.

Mr. Malysz made a motion that the city does remove limbs and brush with a phone call, and that they do clean up trees in regards to storm damage only which impedes public, Mr. Denison second, all vote in favor.

Mr. Malysz made a second motion that the city staff, specifically the Director of operation, Street Commissioner, Code enforcement officer and Deputy Mayor will work with the City Attorney to draft a policy regarding the removal of vegetation and trees and investigate the course of action for disposing of trees that a property owner takes down, and to look into the nuisance laws so that they may need to go onto personal property, Mr. Denison second, all voted in favor.

Ron Granger informed the board of an on going problem he has had of dumping tires along the Silver Creek Bank. He stated that he has a problem with people cutting the chain and going down and dumping in this area.

Mr. Malysz asked who owns the property.

Mr. Granger stated that he did not know.

Mr. Malysz asked for him to investigate the ownership of this property and asked if there have been witnesses.

Mr. Granger stated that he does not know of any, but the gentleman that called on this stated that he is going to keep an eye out for any cars on this property.

Mr. Malysz asked the police for any advice on how to pursue this.

Major Sherri Knight stated that they could file an infraction but they would have to catch them in the act in order to do that.

Mr. Malysz asked that they go out and investigate this.

Mr. Granger stated that he went out and investigated this and there was nothing that would indicate who had done this. He stated that he has talked with the Street Commissioner and they are going to get this cleaned up and they will put up a gate to try to stop anyone from going down to this property.

There was a lengthy discussion regarding the illegal dumping around the city and what they would do to prevent this from happening.

Mr. Denison thanked Mr. Granger and his staff for the work they did during the flood situation. He stated that they put in some long hours and it should not go un-noticed.

Ms. Wisman presented the board with an Environmental Right of Entry Agreement between the City and Norfolk Southern Railway for their review.

Mr. Denison made a motion to take this under advisement and for it to be put on the agenda for next week, Mr. Malysz second, all voted in favor.

Mr. Malysz stated that he would like for Mr. Rosenbarger to review this as well.

Mr. Malysz asked if the sign in Beechwood for the deaf child has been installed yet.

Mr. Denison stated that he has contacted the Housing Authority and he is waiting for a response. He talked with the lady who was here last week and informed her that they will be installing the sign as soon as they get the approval from Housing Authority.

COMMUNICATIONS – PUBLIC:

BIDS:

APPROVAL OF MINUTES:

Mr. Malysz asked how the work on the cleaning of the sewer main on Daisy Lane has gone.

Mr. Taylor stated that he did not know directly but he has heard that it is going better than expected and that there have been no complaints.

Mr. Malysz asked about the storm water work being done at Spring Street and Vincennes.

Mr. Taylor stated that at the last rain event things went very well. He reported that it is 75% that there are some pieces that have to be physically lifted out of the basin but their storm water people do not have “confined space” training and this requires that but they are working on completion of that training soon.

Mr. Malysz asked about the project on Spring Avenue and Spring Street.

Mr. Taylor stated that this is complete. He explained that they pulled out large amounts of bricks, rocks and pieces of pipe but during the last storm this area drained very well. He reported that they are running into a lot of catch basins that are impacted with brick and they are working with them. He stated that the only street that he noticed flooding on during the rain event was South Street and they are out there now replacing a section of the line and they are hoping to get that fixed today.

Mr. Malysz asked if the Code Enforcement officer and the Building Commissioner to contact Classic Furniture to get a grip on the rubbish at the site on Pearl Street.

Ms. Badger stated that the owner has been notified and when she went by today she didn't see anything out in front but that she will check it every day.

Mr. Malysz made a motion to approve the March 18th meeting minutes, Mr. Denison second, all voted in favor

Mr. Taylor stated that during the past 15th street was always a problem during storm events however, they have done a large amount of work there and during the last rain event there were no problems in this area.

Ms. Wisman asked when the downtown winter banners would be switched out for the New Albany banners.

Mr. Denison stated that they would contact DNA to get those banners and switch them out.

Mr. Taylor informed the board that they received a report from the Street Commissioner that there was a problem at 16th and Main Street and they are currently working on this.

Mr. Malysz asked about the basins in the block from Spring Street to Main from Scribner to West 1st and explained that this is consistently a problem area and asked that Mr. Taylor do whatever research he needs in that area to get this taken care of.

Mr. Taylor stated that in his tenure here they haven't had any huge problems but they have found that if everything is working and clean unless they have a torrential down pour the system will work. He explained that if there is any neglect in maintenance then the basins become plugged at the surface or down below and issues start to develop. He stated that they have worked really hard just to keep all the debris off of the top of the basins to prevent this problem and they have not had any complaints from residence in that area.

ADJOURN:

There being no further business before the board, the meeting adjourned at 10:38 a.m.

Matthew Denison, President

Marcey Wisman, City Clerk